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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD A. NOBLE, and CHARLENE R.
NOBLE,

Plaintiffs,

vs.

KIEWIT PACIFIC CO., a Delaware
corporation; LIFE INSURANCE
COMPANY OF NORTH AMERICA, a
Pennsylvania corporation; PETER KIEWIT
SONS', INC. HEALTH AND WELFARE
PLAN; PETER KIEWIT SONS', INC., a
Delaware corporation; JOHN JANSEN, an
individual; MICHAEL PHELPS, an
individual; and JANE SEWELL, an
individual

Defendants.

Case No. C08-00666-SI

**SUPPLEMENTAL DECLARATION OF
CRAIG ALAN HANSEN IN SUPPORT OF:**

- (1) MOTION TO SHORTEN TIME TO
HEAR MOTION FOR EXPEDITED
DEPOSITION OF RICHARD NOBLE;**
- (2) MOTION FOR EXPEDITED
DEPOSITION OF RICHARD NOBLE.**

DATE: TBD
TIME: TBD
PLACE: Courtroom 10, 19th Floor

Hon. Susan Illston

1 I, Craig Alan Hansen, declare:

2 1. I am an attorney with the law firm of Beck, Ross, Bismonte & Finley, LLP, one of the
3 attorneys of record for plaintiffs Richard Noble and Charlene Noble. I have personal knowledge of the
4 matters stated in this declaration and, if called as a witness, would competently testify to them.

5 2. This declaration is submitted to update the court and the parties of recent events that
6 have taken place since plaintiffs' motions were filed on February 8, 2008.

7 3. On February 11, 2008, I learned from Charlene Noble that Richard Noble has recently
8 developed a rather high fever over the weekend and has not yet recovered from that fever.

9 4. On February 12, 2008, I received a telephone call from Adrienne Publicover of Wilson
10 Elser Moskowitz Edelman & Dicker LLP, counsel for defendant Life Insurance Company of North
11 America ("LINA"). Publicover confirmed that LINA does not formally oppose plaintiffs' motion for
12 an expedited deposition of Richard Noble. However, she wished to clarify that as of February 8, 2008,
13 she "was not sure" (although she did not necessarily "doubt") whether LINA would participate at his
14 deposition and that she remained unsure whether LINA would participate. But if LINA did chose to
15 participate, someone from Publicover's office could be made available on both February 14 and 22.
16 According to Publicover, no one from her law firm could make themselves available on any other
17 dates proposed by plaintiffs (i.e., February 15, 20, or 21).

18 I declare under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct.

20 This declaration was executed on February 12, 2008 in San Jose, California.

21
22 /s/ Craig Alan Hansen
23 Craig Alan Hansen
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